

1 Benjamin K. Riley (SBN 112007)
HOWREY LLP
2 525 Market Street, Suite 3600
San Francisco, California 94105
3 Telephone: (415) 848-4900
Facsimile: (415) 848-4999

4 Michael P. Padden
5 Thomas W. Jenkins
HOWREY LLP
6 321 North Clark Street, Suite 3400
Chicago, Illinois 60610-4714
7 Telephone: (312) 595-1239
Facsimile: (312) 595-2250

8 Michael M. Geoffrey (of counsel)
9 Chief Intellectual Property Counsel
USG Corporation
10 125 South Franklin Street
Chicago, Illinois 60606-4678

11 Attorneys for Plaintiff
12 UNITED STATES GYPSUM COMPANY

13 UNITED STATES DISTRICT COURT
14
15 NORTHERN DISTRICT OF CALIFORNIA

16 United States Gypsum Company,

17 Plaintiff,

18 vs.

19 Pacific Award Metals, Inc.,

20 Defendant.

Case No. C04-04941 JSW

**[PROPOSED] ORDER GRANTING
UNITED STATES GYPSUM
COMPANY'S MOTION FOR
SUMMARY JUDGMENT**

The Honorable Jeffrey S. White

DATE: June 2, 2006

TIME: 9:00 a.m.

DEPT: Courtroom 2, 17th Floor

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3 Having considered Plaintiff United States Gypsum Company's Notice and Motion for
4 Summary Judgment, Memorandum in Support Thereof, Defendant Pacific Award Metals' Opposition
5 thereto, the oral argument of counsel for each party at the June 2, 2006 hearing on Plaintiff's motion,
6 and the supporting papers and complete records and files of this action, and GOOD CAUSE HAVING
7 BEEN SHOWN THEREFORE,

8 IT IS HEREBY ORDERED that Plaintiff's Motion for Summary Judgment is granted.
9 Judgment is hereby entered in favor of Plaintiff United States Gypsum Company on Defendant's
10 counterclaims for false marking (Count II) and unfair competition (Count III).

11 IT IS SO ORDERED
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13 Dated: _____, 2006

14 _____
15 The Honorable Jeffrey S. White
16 United States District Judge
17 For the Northern District of California
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